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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ CRL.M.C. 4118/2019

MR. TONY WILSON

..... Petitioner

Through Mr. K.K. Pahuja and Mr. L.C.
Sethi, Advs. with petitioner in
person

versus

STATE & ANR.

.... Respondents

Through Mr.Amit Chadha, APP with SI
Deepak Tanwar
R-2 in person

CORAM:

HON'BLE MR. JUSTICE CHANDER SHEKHAR

ORDER

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14.10.2019

1. Issue notice.
2. Notice is accepted by the learned APP for the State as well as by the respondent No.2.
3. The petitioner has filed the present petition under Section 482 of the Code of Criminal Procedure, 1973 for quashing of FIR No.23/2018, under Sections 354/354-B/506/509/323 of the Indian Penal Code, 1860 ('IPC'), registered at P.S.: Malviya Nagar, Delhi and the proceedings emanating therefrom.
4. The petitioner and respondent No.2 as well as the learned counsel for the petitioner submitted that the parties have settled their disputes on their own free will, without any force or coercion vide a Memorandum of Compromise dated 14.5.2019.

5. Respondent No.2, who is present in Court, has reiterated the aforesaid facts and submitted that since the petitioner has tendered unconditional apology to her and has assured that he shall not indulge in such activities again in future, she has now forgiven him and has no objection to the petition being allowed and the FIR being quashed.

6. The Investigating Officer ('IO'), who is present in Court, has identified the petitioner as well as respondent No.2 and has also verified the settlement. The IO also stated that no other criminal case is pending against the petitioner.

7. Learned counsel for the petitioner submitted that the petitioner is ready and willing to contribute a sum of Rs.20,000/- for some social beneficial cause in any trust or association.

8. In view of the aforesaid circumstances, the settlement arrived at between the parties and taking into consideration the age, career and socio-economic background of the petitioner, I deem it appropriate to give the petitioner a chance to reform and reintegrate into the society as a productive member. The petitioner is warned to be careful in future and to not indulge in such activities again. Taking into consideration the aforesaid facts and the remorseful attitude of the petitioner, this Court is of the view that no fruitful purpose would be served in keeping the parties entangled in the criminal proceedings. Accordingly, in the interest of justice, FIR No.23/2018, under Sections 354/354-B/506/509/323, registered at P.S.: Malviya Nagar, Delhi and the proceedings emanating therefrom are quashed subject to cost of Rs.20,000/- to be deposited by the petitioner within 14 days,

out of which Rs.5,000/- be deposited in the Bharat Ke Veer Corpus Fund, Rs.5,000/- in the Delhi High Court Advocates' Welfare Trust, Rs.5,000/- with the Delhi Police Martyrs' Fund, Account No.18200110036907, UCO Bank, IFSC Code:UCBA0001820 and Rs.5,000/- in the Delhi High Court Staff Welfare Fund SB A/c No.15530110074442 UCO Bank, Delhi High Court and receipts of the deposits be filed in the Registry within 21 days. Copy of the receipts shall also be handed over to the APP through the I.O. within 21 days. In case the petitioner fails to deposit the said sum, the prosecution shall be entitled to move an application for passing appropriate orders.

9. Petition is disposed of in above terms.

CHANDER SHEKHAR, J

OCTOBER 14, 2019/rk